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August 14, 2001

Patent No. : 6,210,939
Inventor : Richard J. Gregory et al.
Patent Issued : April 3, 2001
Title : RECOMBINANT ADENOVIRAL VECTOR AND METHODS OF USE

Re: Request for Certificate of Correction

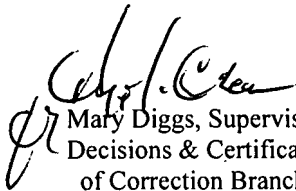
Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.323.

Inspection of the application for the patent reveals that in connection with the alleged error pertaining to the proposed change to the priority claim, whereby adding a new claim to application 08/246,006 would introduce new matter into the application because the Continuing Data Language includes an incorporation by reference statement for the contents of the parent application.; Accordingly, data as reflected in item (63) of the Title page is in accordance with the records in the Patent and Trademark Office. There being no fault on the part of the Patent and Trademark Office, it has no authority to issue a certificate of correction under the provisions of 35 U.S.C. 254 and Rule 322 of the Rules of Practice of the United States Patent and Trademark Office in Patent Cases.

In view of the foregoing applicants request in this matter is hereby denied.

To further consider your request regarding this matter, a request for reconsideration filing together with documentation in support of applicants request filed under 1.322 should be submitted. Required documentation may include acknowledgement of receipt.

Any telephone inquiry concerning this communication should be directed to Ms. A. Green at (703) 308-9380 ext. 123.


Mary Diggs, Supervisor
Decisions & Certificates
of Correction Branch

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